

SUPERIOR COURT  
YAVAPAI COUNTY, ARIZONA

2009 JUN 17 PM 3:44

JEANNE HICKS, CLERK

BY: N. Sequin

Christopher L. Kottke  
AZ State Bar No. 015857  
VAKULA ♦ KOTTKE, PLC  
212 EAST GURLEY STREET  
PRESCOTT, ARIZONA 86301  
Telephone (928) 445-1765

ATTORNEYS FOR Katherine G DeMocker

ARIZONA SUPERIOR COURT  
YAVAPAI COUNTY

STATE OF ARIZONA

(Plaintiff)

vs.

STEVEN CARROLL DEMOCKER

(Defendant)

Case No. CR 2008-1339

**ASSERTION OF ATTORNEY-  
CLIENT PRIVILEGE PERTAINING  
TO RELEASE OF RECORDS**

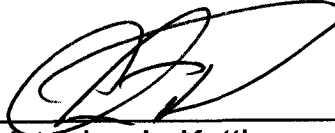
(Assigned to the Honorable  
Thomas B. Lindberg)

The undersigned attorney for Katherine G. DeMocker, Personal Representative of the Estate of the VIRGINIA CAROL KENNEDY (the "Personal Representative"), Yavapai County Cause No. PB 2008-0202, hereby makes an appearance on behalf of the Personal Representative, for the limited purpose of asserting the Personal Representative's attorney-client privilege pertaining to VIRGINIA CAROL KENNEDY's divorce case file, in the custody of Attorney Robert Fruge, in the matter of Kennedy v. DeMocker, Yavapai County Cause No. DO 2007-0217, as evidenced by correspondence to Attorney Fruge from the Personal Representative, dated March 13, 2009, attached hereto as Exhibit "A".

VAKULA ♦ KOTTKE, PLC  
212 EAST GURLEY STREET  
PRESCOTT, ARIZONA 86301  
Telephone (928) 445-1765

1 DATED this 17 day of June, 2009.

2 VAKULA KOTTKE, PLC

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4 \_\_\_\_\_  
5 Christopher L. Kottke  
6 212 E. Gurley Street  
7 Prescott, Arizona 86301  
8 Attorneys for Petitioner

9 ORIGINAL filed this 17th day of  
10 June, 2009 with:

11 Clerk of the Court  
12 Yavapai County Superior Court  
13 120 S. Cortez Street  
14 Prescott, Arizona 86301

15 COURTESY COPY delivered to:

16 Honorable Thomas B. Lindberg  
17 Yavapai County Superior Court  
18 120 S. Cortez Street  
19 Prescott, Arizona 86303

20 COPIES mailed to:

21 John Sears, Esq.  
22 107 N. Cortez, Suite 104  
23 Prescott, Arizona 86301  
24 Attorney for Steven DeMocker  
25 Defendant

26 Joseph C. Butner  
Deputy County Attorney  
255 E. Gurley Street  
Prescott, Arizona 86301  
Attorney for Plaintiff

By 

Katherine Democker

March 13, 2009

Robert Fruge  
Attorney at Law  
3619 Crossings Drive, Suite A  
Prescott, Arizona 86305

Re: Estate of Carol Kennedy

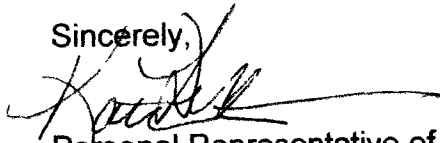
Dear Mr. Fruge:

As you may be aware, I have been appointed Personal Representative of the Estate of Caroline Kennedy. Although I have not personally reviewed the request, I understand that there may be a written request from attorneys to review my mother's divorce file, which is in your possession.

My attorney indicates to me that I, in my capacity as Personal Representative, should be able to assert privacy rights and the attorney client privilege on behalf of my deceased mother, concerning your file. To that extent, I do not want to waive any privilege I may have with regard to the file, and all its contents, until I have had an opportunity to review it. Upon review, you and I can discuss what, if any, portions of the file should be released to the attorneys requesting it.

If the foregoing plan is acceptable to you, please contact my attorney, Christopher Kottke, at your convenience, so he and I may establish a mutually convenient time to attend your office to review the file. I look forward to hearing from you.

Sincerely,



Personal Representative of the  
Estate of Caroline Kennedy

cc: Mr. John Sears, Esq.

**EXHIBIT "A"**